

## ATTORNEY'S DOCKET NO: C1039.70058US00

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED

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Applicant: Serial No:

Davis et al.

10/023,909

Confirmation No.: 8458

Filed: For:

December 18, 2001

USE OF NUCLEIC ACIDS CONTAINING UNMETHYLATED

CPG DINUCLEOTIDE AS AN ADJUVANT

Examiner:

Li, Bao Q.

Art Unit:

1648

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313,1450, on November 7, 2003.

Helen C. Lockhart

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement dated October 7, 2003, Applicants hereby request entry of the following election.

### **ELECTION**

Applicants hereby elect the claims of Group II (claims 1, 4, 5, 8-14, 20-33, and 35) with traverse.

#### **REMARKS**

In response to the Restriction Requirement, Applicants have elected the claims of Group II for examination with traverse. Traversal is on the grounds that a search and examination of other groups would not require undue burden.

Applicants expressly reserve the right to file one or more continuation applications on the subject matter of the non-elected claims. If the Examiner has any questions or comments, he is encouraged to contact the Applicants' representative at the number listed below.

Respectfully submitted, Davis et al., Applicant(s)

Bv:

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Docket No. C1039.70058US00 Dated: November 7, 2003

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